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Attorney Docket No. E-1902

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In re Application of  
ARTHUR M. TOFANI, et al.  
U.S. Patent Application No. 09/689,459  
Filed: October 12, 2000  
For: METHOD AND DEVICE FOR THE CONTROLLED  
DELIVERY OF HERBICIDES AND PESTICIDES

Examiner: Jeffrey L. Gellner

Commissioner of Patents and Trademarks  
Washington, DC 20231

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SIR:

CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8

I hereby certify that this correspondence and the documents referred to as the attached therein are being deposited today with the United States Postal Service as first-class, postage-prepaid mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Date

2/1/02

Frank J. Bonini, Jr.  
Reg. No. 35,452

AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT

The Commissioner is hereby authorized to charge any additional fees which may be required by this paper and during the pendency of this application to Account No. 05-0208.

Frank J. Bonini, Jr.  
Reg. No. 35,452

RESPONSE

This is in response to the to the Office Action dated January 15, 2002  
having a one-month period for response set to expire on February 15, 2002. This  
response is being timely filed.

**REMARKS**

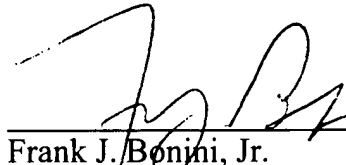
The Examiner has required that the applicant provisionally elect an Invention/species to prosecute. In response to the restriction requirement applicant provisionally elects Invention II, without prejudice.

If necessary, an appropriate extension of time to respond is respectfully requested.

The Commissioner is authorized to charge any additional fees which may be required to Patent Office Deposit Account No. 05-0208.

Reconsideration is hereby respectfully requested.

Respectfully submitted,  
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